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Attorneys for Plaintiff, Jeffrey Simon

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JEFFREY SIMON,

Plaintiff,

VS.

UNUM LIFE INSURANCE
COMPANY OF AMERICA AND THE
LIPMAN COMPANY DBA OPTI-
SOURCE;

Defendants.

CASE NO: 07-CV-02213 SI

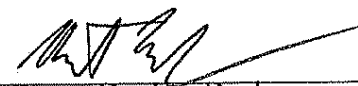
STIPULATION AND [PROPOSED]
ORDER FOR DISMISSAL OF ENTIRE
ACTION

IT IS HEREBY STIPULATED, by and between Plaintiff and Defendants by and
through their respective counsel of record, that this action shall be dismissed with
prejudice, each party to bear their own costs, expenses and attorney's fees.

DATED: January 9, 2008

KANTOR & KANTOR, LLP


BY:


Brent Dorian Brehm
Attorneys for plaintiff

DATED: January 30, 2008

KELLY, HERLIHY & KLEIN, LLP

BY:


John C. Ferry
Attorneys for defendant

ORDER

Pursuant to the stipulation of the parties, the above entitled action is dismissed with prejudice.

DATED:

A handwritten signature in blue ink, reading "Susan Illston".

The Honorable Susan Illston
U.S. District Court Judge